



Monday, July 18, 2016

The Probate Examiner's Office recommends approval of the following Probate matters:

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| 13 | 15CEPR00836 | Jose Antonio Garcia (Estate) |
| 21 | 16CEPR00596 | Jo Ann Rossi (Estate) |

The following cases have been taken off calendar:

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| 14 | 15CEPR01007 | Kenneth Scott Davis (Estate) |
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Appearance of counsel is recommended for all remaining matters set for hearing. Thank you.

Dept. 303, 9:00 a.m. Monday, July 18, 2016

1 Samantha McDonald and Ebony McDonald (GUARD/P)**Case No. 03CEPR01684**

Guardian: Diana McDonald (pro per)

Petitioner: Steven McDonald, JR (pro per)

Petition for Termination of Guardianship

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| | | STEVEN MCDONALD, JR. , father, is petitioner. DIANA MCDONALD , paternal grandmother, was appointed guardian on 3/30/06. Court Investigator Report filed on 6/7/16 | NEEDS/PROBLEMS/COMMENTS: 1. Need Notice of Hearing. (Note: Proof of service shows parties were served with a copy of the Notice of Hearing, however, the Notice of Hearing has not been filed. Because the Notice of Hearing wasn't filed examiner is unsure of what date the parties were served for and if service was proper.) 2. Need proof of service of the Notice of Hearing on: a. Stephanie Seja (mother) b. Yolanda Guerrero Seja (maternal grandmother) – Document filed states service on Yolanda Seja was unsuccessful because "subject unknown by area occupants; no apt number given." Reviewed by: KT Reviewed on: 7/14/16 Updates: Recommendation: File 1- McDonald | |
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2 Randi Taylour Robinson-Cervantes (GUARD/PE) Case No. 10CEPR00724

Petitioner: Elena K. Pena (pro per, Guardian of the Person)

Attorney: Heather H. Kruthers (for Public Guardian, Guardian of the Estate)

Petition to Fix Residence Outside the State of California

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| | | ELENA PENA , Guardian of the person, is petitioner. | NEEDS/PROBLEMS/COMMENTS: 1. Petition does not indicate the duration of the out-of-state move (#5 of the petition). If the move is expected to be more than four months a guardianship of the person will need to be commenced in the place of the new residence. The guardianship of the estate will remain in Fresno. |
| | | ELENA PENA , sister, was appointed guardian of the person on 7/26/11. | |
| Cont. from 062016 | | PUBLIC GUARDIAN was appointed guardian of the estate on 6/12/12. | Note: If the Petition is granted a status hearing will be set on Wednesday, January, 18, 2017, at 9:00 a.m. in Dept. 303 for the filing of proof of establishment of a guardianship of the person in Oregon. |
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| Father: Unknown | | | Reviewed by: KT |
| Mother: Deceased | | | |
| Paternal grandparents: unknown | | | Updates: |
| Maternal grandfather: Jose Cervantes | | | Recommendation: |
| Maternal grandmother: Helen Cervantes | | | File 2- Robinson-Cervantes |
| Petitioner request permission to fix the residence of the minors outside the state of California to Oregon. She has a new marriage and her husband lives in Oregon and they will be moving to live with him. | | | |

3A

Augustin G. Galvan (Estate)

Case No. 12CEPR00883

Attorney

Kruthers, Heather H. (for Public Administrator)

Attorney

Milnes, Michael A. (for Contestants Hope De Santiago and Stephen Galvan)

Petition for Probate of Will and for Letters of Administration with Will Annexed;
to Administer Under the Independent Administration of Estates Act

Authorization

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|---|---------------|--|--|-----|
| DOD: 10/3/11 | | FRESNO COUNTY PUBLIC ADMINISTRATOR is Petitioner and requests appointment as Administrator with Will Annexed with Full IAEA without bond. Full IAEA – ok Will dated 8/11/09 Residence: Fresno Publication: Business Journal Estimated value of estate: Real property: \$311,000.00 Probate Referee: Rick Smith Contest and Grounds for Objection to Probate of Purported Will & of Appointment of Personal Representative was filed 3/16/16. See Page 2. | NEEDS/PROBLEMS/COMMENTS: <u>Minute Order 5/4/16:</u> The Public Administrator has no objection to Mr. Milnes' clients being appointed. The Court grants the Public Administrator the right temporarily to have control over the assets under the §7660 petition. <u>Note:</u> Contest and Grounds for Objection to Probate of Purported Will & of Appointment of Personal Representative was filed 3/16/16; <u>however</u> , it does not appear that a summons was submitted therewith for issuance pursuant to Probate Code §8250, and because the document indicated this continued hearing date of 4/6/16, the Contest was not assigned it's own separate hearing date at the counter. <u>Due to notice requirements, the Contest cannot be heard until defects are addressed. The Court may wish to set the Contest for noticed hearing pursuant to Probate Code §8250 at this time.</u> On 4/6/16, Mr. Milnes was admonished to address the defects in the will contest; however, nothing further has been filed. <p style="text-align: center;"><u>SEE ADDITIONAL PAGES</u></p> | |
| Cont. from 121515, 012716, 030216, 040616, 050416, 060116 | | | | |
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| Reviewed by: skc | | | | |
| Reviewed on: 7/13/16 | | | | |
| Updates: 7/14/16 | | | | |
| Recommendation: | | | | |
| File 3A - Galvan | | | | |

3A

Contest and Grounds for Objection to Probate of Purported Will & of Appointment of Personal Representative filed 3/16/16 BY Hope De Santiago and Stephen Galvan, daughter and son, states:

A document dated 8/11/09 purporting to be the last will was filed in this court on 11/9/11. Petitioners are informed and believe and thereon allege that the decedent left no valid Will. Probate of the purported will should be denied on the following grounds:

1. The decedent was not of sound and disposing mind and therefore lacked testamentary capacity at the time of the alleged execution of the purported will.
2. At the time of signing, the decedent was fluent in the Spanish language and not the English language use dint he purported will, and the decedent was not able to read or understand documents written in the English language. As a result, the decedent was not able to understand or comprehend the meaning and effect of the English words used in the purported will and their significance, therefore the decedent lacked testamentary intent and the signature of the decedent to the purported will was executed by the decedent under a mistake as to its legal effect.
3. Petitioners allege the purported will is not and never was the decedent's will as it was made as a direct result of undue influence on the decedent by his son, **ARTHUR G. GALVAN**, and other members of his family, and it is now (sic) and never was the will of the decedent.

See contest for description of the undue influence.

Contestants also object to appointment of the Public Administrator. Petitioners state on 5/10/13, the PA was appointed under Probate Code §7660 in **13CEPR00400** and since that date has served in that capacity. In connection with this new appointment, the PA failed to give proper notice to the intestate heirs

NEEDS/PROBLEMS/COMMENTS:

1. **Petitioner lists only the decedent's four living children at #8; however, it appears that there are additional people entitled to notice of this proceeding, including:**

- Vanessa Galvan (Daughter of deceased son Frank Garcia Galvan, mentioned in the will)
- Vivian Saicon (Granddaughter and Named alternate executor and former conservator of the person)

Therefore, need revised declaration re #8 and proof of service of Notice of Petition to Administer Estate on Vanessa Galvan and Vivian Saicon at least 15 days prior to the hearing per Probate Code §8110.

Note: Petitioner's #8 indicates that the will provides for distribution to a trust; however, that does not appear to be the case. Need clarification.

2. **Need date of death of Frank Garcia Galvan per Local Rule 7.1.1.D. Note: Declaration filed 2/26/16 indicates a date of death for a David Garcia Galvan. Is this a typo? There is no David listed at #8.**

Note: If granted, the Court will set status hearings as follows:

- **Wednesday, January 11, 2017 for fling Inventory and Appraisal**
- **Wednesday August September 20, 2017 for filing the first account or petition for final distribution**

Petition for Letters of Administration with IAEA with Limited Authority

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| DOD: 10/3/11 | | <p>DOROTHY M. GALVAN, Daughter-in-law and Creditor, is Petitioner and requests appointment as Administrator with Limited IAEA, without bond, funds to be deposited into a blocked account.</p> <p>Limited IAEA – ok</p> <p>Petitioner states Decedent died intestate. (See below.)</p> <p>Residence: Fresno Publication: Business Journal</p> <p>Estimated value of estate: Personal property: Unknown Real property: \$172,100.00 Probate Referee: Rick Smith</p> <p>Petitioner states: The real property used in calculating the estimated value of the estate consists of three parcels located in Arvin, Kern County, CA. Title of record is in the name of the decedent but is subject to a quiet title action now pending in Kern County Superior Court.</p> <p>A document dated 8/11/09 purporting to be the last will of the decedent was filed in this court on 11/9/11. This document was the subject of the Fresno County Public Administrator's petition filed 11/19/15 to be admitted as the decedent's will. At hearing on 4/6/16, the attorney for the Public Administrator said that it had no interest in the relief sought in the will contest. On 5/4/16, the Court dismissed the petition subject to the filing of another petition for appointment of an administrator.</p> <p>Petitioner does not believe the document dated 8/11/09 is a legally valid will and therefore is alleging in this petition that the decedent died intestate.</p> <p>Petitioner states she, Dorothy M. Galvan, is a creditor of the decedent, and is entitled to appointment under §8461(q). In addition to the Creditor's Claim filed in this proceeding, Petitioner is Plaintiff in a civil action in Kern County (Dorothy M. Galvan vs. Estate of Augustin G. Galvan by the Public Administrator, Case No. BCV-15-10080, which seeks to quiet title by adverse possession to three parcels of real property located in Arvin, Kern County, CA, titled in the name of the decedent that have been continuously occupied by Dorothy M. Galvan and Frank Galvan since the 1990s.</p> <p>Petitioner states upon dismissal of the proceeding by the Fresno County Public Administrator, Petitioner will amend the civil action to make the only the defendants all of the heirs of the decedent.</p> | <p>NEEDS/PROBLEMS/ COMMENTS:</p> <p>Note: Notice of Suspension of Attorney and Substitution of Petitioner In Pro Per (pleading form) was filed on 7/14/16. However, no Substitution of Attorney has been filed on the Mandatory Judicial Council Form has been filed; therefore, Court Records still reflect Mr. Milnes as attorney of record.</p> <p><u>SEE ADDITIONAL PAGES</u></p> |
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Page 2 - For reference, Examiner provides the following information and history gleaned from this estate file 12CEPR00883 and related matters: Conservatorship 11CEPR00883 and §7660 13CEPR00400:

- **Augustin G. Galvan had five children:** Frank, Arthur, Steven, Hope, and Augustin Jr. Son Frank predeceased, survived by one daughter: Vanessa. Son Arthur predeceased, survived by five children: Arthur Jr., Vivian, Maryellen, Josefina, Lucy.
- On 11/20/11, **Vivian** filed for conservatorship in 11CEPR00049, with reference to a Durable General Power of Attorney dated 8/11/09 naming her, or alternatively her sister Maryellen, as attorney-in-fact. The petition stated that conservatorship was needed to settle two matters: 1) a personal injury matter in Fresno County Superior Court (10CECG00968 Augustin Galvan vs. Paul DeSantiago) that had been settled for \$3,000.00; and 2) a real property matter in Kern County (S-1500-CV-269224-SPC Dorothy Galvan vs. Augustin Galvan) that was pending settlement. The attached proposed settlement indicated Augustin was to quitclaim 1408 Haven Drive to Dorothy, and Dorothy was to quitclaim 1348 Haven Drive, plus a vacant lot of 1.75 acres, to Augustin.
- **On 3/3/11, the Court appointed Vivian Conservator of the Person and Public Guardian as Conservator of the Estate. Decedent died 10/3/11, prior to the filing of an Inventory and Appraisal.**
- **On 11/9/11, a Will dated 8/11/09 (same date as DPOA) was lodged with this court by Attorney J. Patrick Sullivan.** The self-proving will includes a Certificate of Translation of Foreign Language and devises the entire estate to Arthur, or his children.
- PG's Final I&A for the conservatorship estate filed 7/11/12 indicated a total value of \$184,293.46 at appointment (3/3/11) consisting of \$11,993.46 cash plus **one parcel** of real property in Arvin, CA (**1408 Haven Drive-\$172,000**) and misc. personal property (\$300).
- PG's Final Account did not indicate any transactions involving the litigation. Ending POH at 7/16/12 was \$1,265.22 cash plus **1408 Haven Drive (\$172,000)** and misc. personal property (\$100). **Order filed 10/17/12 provided for delivery of the assets to the Public Administrator upon appointment and authorized a lien on the estate for fees and costs.**
- **On 10/3/12, Dorothy M. Galvan**, wife of predeceased son Frank, in pro per, filed for **Letters of Administration**, along with a **Creditor's Claim for \$400,000.00**, alleged **intestate**, and estimated the estate value the same as set forth in the PG's final account.
- On 11/8/12, Dorothy did not appear; Attorney Milnes appeared and objected on behalf of daughter Hope. Dorothy's petition was denied. Minute Order states: The Court notes that counsel has made a representation that a Will will be lodged with the Court and the Public Administrator is contemplating filing a petition. (Note: The will had apparently already been lodged.)
- **On 5/10/13, Public Administrator filed for administration under §7660 (13CEPR00400)**, alleging that the value was not expected to exceed \$150,000.00 and that the decedent died intestate. Order was entered thereon on 5/14/13. **Creditor's Claims** were filed in 13CEPR00400 by Attorney Flora Istanbulian for \$1,650.00 granted 5/17/11 in the conservatorship and by the FTB for \$3,011.46, with Request for Special Notice.
- No Final I&A was ever filed in the §7660; however, **on 1/15/14**, the PG filed an "Appraisal for Sale" with a total value of **\$261,000 including all three (3) parcels**: 1) 1408 Haven Drive (\$191,000), 2) 1348 Haven Drive (\$35,000), and 3) additional parcel (\$35,000). (Note: These values appear as of filing date, not date of death, since it was filed as "Appraisal for Sale.") Nothing further was filed in 13CEPR00400, likely because the value exceeds authority under §7660 (\$150,000).
- **On 11/19/15, the PA filed the Petition for Probate of Will (Page A)** in 12CEPR00883, which estimated the estate to contain real property valued at **\$311,000.00**. This estimate appears to be a date-of-death value of **all three parcels**.

Page 3 – NEEDS/PROBLEMS/COMMENTS:

1. The Notice of Petition to Administer Estate filed 7/13/16 does not indicate that Petitioner has requested authority under IAEA at #5. This includes limited authority. The Court may require further revised notice to all parties previously served.
2. The Notice of Petition to Administer Estate filed 7/13/16 indicates service on the Public Administrator, but not on County Counsel, her attorney. The Court may require further notice pursuant to Probate Code §1214.
3. The California Franchise Tax Board filed a Creditor's Claim and Request for Special Notice in 13CEPR00400, the prior administration under §7660. Although the cases have not been formally consolidated, the Court may require special notice to the FTB of this change in administration.
4. The Court may also require notice to anyone else who may be affected, including counsel, under the various matters being litigated in Fresno County and Kern County.
5. Need Duties and Liabilities of Personal Representative, Confidential Supplement (DE-147, 147S).
6. The decedent's Will dated 8/11/09 was lodged with the Court by Attorney J. Patrick Sullivan on 11/9/11 pursuant to §8200. On its face, it appears valid. It appears to be duly executed and self-proving, contains a Certificate of Translation of Foreign Language, and is dated the same date as the Durable Power of Attorney referenced in the conservatorship estate.

The will names Arthur (deceased), or alternatively Vivian as Executor and devises the estate to Arthur or his children. The Public Administrator's petition at Page A seeks to admit the will to probate; however, Mr. Milnes, representing Hope and Steven, filed a contest, which has not yet been properly noticed or heard.

This petition simply alleges that the will is invalid and seeks to probate the estate as intestate.

The Court may require authority or further information as to why the will is alleged to be invalid and should not be admitted.

7. At Attachment 3(c), Petitioner alleges that the estate consists of three (3) parcels of real property. However, the estimated value of the estate at #3(c) is \$172,100, which is the value set forth in the final conservatorship accounting for only one parcel of real property (and personal property). The Court may require clarification as to the estimated value of the estate.
8. Petitioner states at Attachment 3(f)(2)(a) that she is seeking quiet title by adverse possession to all three parcels of real property. Examiner notes that if Petitioner is successful, it appears the estate will have no assets and will likely be closed as insolvent.

However, this stated intent appears contrary to the information that was previously provided to the Court in the form of a proposed settlement attached to Ms. Saicon's conservatorship petition, which appeared to be a property exchange.

The Court may require further clarification regarding the status of the alleged estate assets – Were all parcels held in the decedent's name at his death? Why were the other parcels not previously identified during conservatorship and prior estate proceedings?

9. The Court may also require further information and status of the various other litigation.

Note: If granted, the Court will set status hearings as follows:

- Wednesday, January 11, 2017 for filing Inventory and Appraisal
- Wednesday August September 20, 2017 for filing the first account or petition for final distribution

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| DOD: 01/16/2005 | JOHN T. LAETTNER , son, was appointed Executor with full IAEA authority without bond on 01/23/2013. | NEEDS/PROBLEMS/COMMENTS: |
| | Letters issued 01/29/2013. | |
| Cont. from 032814, 033015, 111615, 010416 | Inventory and Appraisal filed 07/10/2013 shows a value of \$12,892.00. | Minute order of 01/04/2016: Counsel reports there was legal action for abandonment that went against the estate with regard to the mineral rights, and now pending legal malpractice suit; an additional six months is requested. |
| Aff.Sub.Wit. | Declaration of Philip M. Flanigan and Status Report filed 07/05/2016 states John T. Laettner needed to be appointed as Executor of the decedent's estate in order to receive an interest in mineral rights in Nebraska that were the subject of a quiet title action. The Court order filed July 6, 2013, declared the mineral rights held by the decedent were abandoned. An appeal of this Order was dismissed by the Nebraska Court of Appeals on 02/23/2015 (Case No. A-15-00073). Specifically at issue, the attorney handling the appeal failed to respond to an Order to Show Cause issued by the Court of Appeals, resulting in the dismissal of the appeal. The Petitioner since, has filed a case Federal Court (Case No. 4:15-cv-03123), and the trial will be tried in Lincoln, Nebraska. The Defendant in the case filed a Change of Venue Motion that has been denied. The parties were ordered into Mediation, which was held on 04/20/2016 and was not successful. The Plaintiff (Petitioner) filed a Motion for Affirmative Summary Judgment on the issue of proximate cause on 06/15/2016. Any reply is due by 07/30/2016. After that, Magistrate Cheryl Zwart will set further schedules within ten days of the ruling on the Motion. Petitioner is represented by attorney David Domina of Omaha, NE, in the negligence matter. Petitioner respectfully requests that this probate matter be continued six months pending the results of the negligence matter. | |
| Verified | | 1. Need First Account or Petition for Final Distribution. |
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Status RE: Termination of Proceeding for Deceased Conservatee

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| DOD: 1/14/16 | <p>The FRESNO COUNTY PUBLIC GUARDIAN was appointed Conservator of the Estate on 8/26/14.</p> <p>Conservator's First Account was settled on 10/22/15.</p> <p>The Conservator informed the Court that the Conservatee passed away on 1/14/16.</p> <p>On 1/19/16, the Court set this status hearing for termination of proceeding for deceased Conservatee and sent notice to the Conservator, County Counsel.</p> <p>Status Report filed 7/13/16 states the Public Guardian was short-staffed for several months. That office is now back up to reasonable staffing and is able to prepare accountings. In fact, at least five were filed in the last three weeks. However, the account clerk is not able to get all of the accounts done by their status hearing dates. In addition, the person who prepares the schedules and documents is currently helping with fiscal year inventory reports.</p> <p>Therefore, it is respectfully requested that the next status hearing be set no sooner than 60 days from the date of this hearing.</p> | <p>NEEDS/PROBLEMS/COMMENTS:</p> <p>1. Need final account.</p> |
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| Reviewed by: skc |
| Reviewed on: 7/13/16 |
| Updates: |
| Recommendation: |
| File 5- Rousseau |

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| Age: 20 | | SHARON KAYE SOVERN , Conservator, is petitioner. Account period: 05/20/2014 through 03/02/2016 Accounting: \$15,092.35 Beginning POH: \$15,090.00 Ending POH: \$12,725.29 Conservator – Waives Petitioner requests: that the Court dispense with future accountings because all funds are in a blocked account and cannot be withdrawn without a court order, so the court is aware of all withdrawals. The account balance is small, and it is not cost effective to prepare the account and pay the filing fee for filing the petition. Therefore the petitioner asks the Court to dispense with further accountings. | NEEDS/PROBLEMS/COMMENTS: Page 6B is the Order to Show Cause set by the Court for the Conservator's failure to appear on 06/13/2016. Minute Order of 06/13/2016: NO APPEARANCES – The Court issues an Order to Show Cause to Sharon Kaye Sovern as to why she should not be removed as Conservator for her failure to file amended accounting as mentioned in the examiner notes. Ms. Sovern is ordered to be personally present in Court on 07/18/2016. Minute Order of 05/02/2016: Examiner notes provided in open court. 1. Need Order. Local Rule 7.1 states a proposed Order shall be submitted with all pleadings that request relief. If the proposed order is not received in the Probate Filing Clerk's Office ten (10) days before the scheduled hearing, a continuance may be required. |
| Cont. from 050216, 061316 | | | |
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| Aff.Pub. | | | |
| Sp.Ntc. | | | |
| Pers.Serv. | | | |
| Conf. Screen | | | |
| ✓ Letters | 5/20/14 | | |
| Duties/Supp | | | |
| Objections | | | |
| Video Receipt | | | |
| CI Report | | | |
| 9202 | | | |
| Order | x | | |
| Aff. Posting | | | |
| Status Rpt | | | |
| UCCJEA | | | |
| Citation | | | |
| FTB Notice | | | |

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|-------------------------|
| Reviewed by: LV |
| Reviewed on: 07/12/2016 |
| Updates: |
| Recommendation: |
| File 6A- Graff |

| | | |
|-----------------|--|---------------------------------|
| Age: 20 | SHARON KAYE SOVERN , Grandmother was appointed Conservator of the Person and Estate without bond (funds blocked) on 05/20/2014. Letters issued on 05/20/2014 Receipt for Blocked Account in the amount of \$15,090.00 was filed 06/13/2014. Final Inventory and Appraisal filed 06/16/2014 shows an estate valued at \$15,090.00. Minute Order of 06/13/2016 set this Order to Show Cause. Minute Order states: NO APPEARANCES – The Court issues an Order to Show Cause to Sharon Kaye Sovern as to why she should not be removed as Conservator for her failure to file amended accounting as mentioned in the examiner notes. Ms. Sovern is ordered to be personally present in Court on 07/18/2016. Court Certificate of Mailing indicates that a copy of the minute order was mailed to Sharon Kaye Sovern on 06/13/2016. | NEEDS/PROBLEMS/COMMENTS: |
| DOB: 02/28/1996 | | |
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| Cont. from | | |
| Aff.Sub.Wit. | | |
| Verified | | |
| Inventory | | |
| PTC | | |
| Not.Cred. | | |
| Notice of Hrg | | |
| Aff.Mail | | |
| Aff.Pub. | | |
| Sp.Ntc. | | |
| Pers.Serv. | | |
| Conf. Screen | | |
| Letters | | |
| Duties/Supp | | |
| Objections | | |
| Video Receipt | | |
| CI Report | | |
| 9202 | | |
| Order | | |
| Aff. Posting | | |
| Status Rpt | | |
| UCCJEA | | |
| Citation | | |
| FTB Notice | | |
| | | Reviewed by: LV |
| | | Reviewed on: 07/12/2016 |
| | | Updates: |
| | | Recommendation: |
| | | File 6B- Graff |

**Waiver of Accounting and Petition for Final Distribution and for Allowance
of Statutory Attorney's Fees**

| | | | |
|-------------------------------------|--------------------------|--|---|
| DOD: 6/3/2014 | | YESENIA TORRES FAJARDO, spouse/administrator, is petitioner. Accounting is waived by sole heir <i>Decedent died intestate, leaving four adult children and a surviving spouse. The four children assigned their interest to the surviving spouse, resulting in her now being the sole heir of decedent's estate.</i> I&A - \$120,000.00 (no cash) Administrator - waives Attorney - \$4,600.00 (statutory) Distribution, pursuant to intestate succession and assignments of interest, is to: Yesenia Torres Fajardo – 100% interest in real property located at 715 Peach, Mendota, Fresno County, CA | NEEDS/PROBLEMS/COMMENTS: 1. Need order. |
| Cont. from | | | |
| <input type="checkbox"/> | Aff.Sub.Wit. | | |
| <input checked="" type="checkbox"/> | Verified | | |
| <input checked="" type="checkbox"/> | Inventory | | |
| <input checked="" type="checkbox"/> | PTC | | |
| <input type="checkbox"/> | Not.Cred. | | |
| <input checked="" type="checkbox"/> | Notice of Hrg | | |
| <input checked="" type="checkbox"/> | Aff.Mail w/ | | |
| <input type="checkbox"/> | Aff.Pub. | | |
| <input type="checkbox"/> | Sp.Ntc. | | |
| <input type="checkbox"/> | Pers.Serv. | | |
| <input type="checkbox"/> | Conf. Screen | | |
| <input type="checkbox"/> | Letters 11/5/14 | | |
| <input type="checkbox"/> | Duties/Supp | | |
| <input type="checkbox"/> | Objections | | |
| <input type="checkbox"/> | Video Receipt | | |
| <input type="checkbox"/> | CI Report | | |
| <input checked="" type="checkbox"/> | 9202 | | |
| <input type="checkbox"/> | Order x | | |
| <input type="checkbox"/> | Aff. Posting | | |
| <input type="checkbox"/> | Status Rpt | | |
| <input type="checkbox"/> | UCCJEA | | |
| <input type="checkbox"/> | Citation | | |
| <input type="checkbox"/> | FTB Notice | | |
| | | Reviewed by: SEF Reviewed on: 7/12/2016 Updates: Recommendation: File 7- Gutierrez | |

8 Ronald F. Smith (Estate)**Case No. 14CEPR00856****Attorney Hiyama, Dean (for Clark Smith – Administrator – Petitioner)****First and Final Report of Administrator on Waiver of Account and Petition for Allowance of Compensation to Attorney for Ordinary Services and for Final Distribution**

| | | |
|---|--|---|
| DOD: 09/11/2014 | CLARK SMITH , Administrator, is petitioner. | NEEDS/PROBLEMS/COMMENTS: Note: Attorney Motsenbocker represented the Administrator from the initial filing of the Probate Estate 09/17/2014 until 04/7/2015 and is entitled to a portion of the Attorney Fees. Mr. Hiyama has proposed that Mr. Motsenbocker receive \$13,090.18. Court may require notice to Attorney Motsenbocker's estate or next of kin. |
| | Accounting is waived | |
| | I&A - \$6,881,365.08 | |
| | POH - \$6,604,265.78 (\$9,132.89 is cash) | |
| Cont. from | Executor- Waives | |
| <input type="checkbox"/> Aff.Sub.Wit. | Attorney - \$64,450.92 (allocated \$52,360.74 to Attorney Dean Hiyama and \$13,090.18 to former Attorney G.L. Motsenbocker) | |
| <input checked="" type="checkbox"/> Verified | Closing - \$2,000.00 | |
| <input checked="" type="checkbox"/> Inventory | Distribution pursuant to intestate succession: | |
| <input type="checkbox"/> PTC | Clark Smith - \$7,132.89; various real property totaling \$6,595,132.89. | |
| <input checked="" type="checkbox"/> Not.Cred. | | |
| <input checked="" type="checkbox"/> Notice of Hrg | | |
| <input checked="" type="checkbox"/> Aff.Mail w/ | | |
| <input type="checkbox"/> Aff.Pub. | | |
| <input type="checkbox"/> Sp.Ntc. | | |
| <input type="checkbox"/> Pers.Serv. | | |
| <input type="checkbox"/> Conf. Screen | | |
| <input checked="" type="checkbox"/> Letters 10/27/14 | | |
| <input type="checkbox"/> Duties/Supp | | |
| <input type="checkbox"/> Objections | | |
| <input type="checkbox"/> Video Receipt | | |
| <input type="checkbox"/> CI Report | | |
| <input checked="" type="checkbox"/> 9202 | | |
| <input type="checkbox"/> Order | | |
| <input type="checkbox"/> Aff. Posting | | |
| <input type="checkbox"/> Status Rpt | | |
| <input type="checkbox"/> UCCJEA | | |
| <input type="checkbox"/> Citation | | |
| <input checked="" type="checkbox"/> FTB Notice | | |
| | | Reviewed by: LV |
| | | Reviewed on: 07/14/2016 |
| | | Updates: |
| | | Recommendation: |
| | | File 8- Smith |

9 Carol Green (Estate)**Case No. 14CEPR01009****Attorney Horton, Lisa (for Linda Green – Executor)****Probate Status Hearing RE: Filing of the First or Final Account**

| | | |
|----------------------------------|---|---|
| DOD: 12/03/2013 | LINDA GREEN , daughter, was appointed Executor with full IAEA authority without bond on 01/07/2015. | NEEDS/PROBLEMS/COMMENTS: Minute Order of 05/16/2016: Ms. Walters represents that they are awaiting liquidation of the US savings bonds. |
| | Letters issued on 01/07/2015. | |
| Cont. from 030716, 051616 | Partial Inventory and Appraisal No. 1 filed 05/12/2015 shows an estate valued at \$103,200.30. | 1. Need First Account or Petition for Final Distribution or current written status report pursuant to Local Rule 7.5 which states in all matters set for status hearing verified status reports must be filed no later than 10 days before the hearing. Status Reports must comply with the applicable code requirements. Notice of the status hearing, together with a copy of the Status Report shall be served on all necessary parties. |
| Aff.Sub.Wit. | Final Inventory and Appraisal filed 07/07/2015 shows an estate valued at \$14,241.17. | |
| Verified | Minute Order of 01/07/2015 set this matter for the filing of the Inventory and Appraisal. | |
| Inventory | Status Hearing Report filed 03/03/2016 (for 03/07/2016 hearing) states the decedent's residence sold, and her savings bonds have been sent off to the Treasury to be liquidated and are awaiting funds to be directly deposited into the estate account. The last remaining issue is the set up for the scholarship at San Jose State per the Decedent's will. The Decedent stated in her will that the scholarship was to go to a woman, but state universities are prohibited under Prop 29 from having specific criteria on the basis of age, gender, ethnicity or race. Attorney Horton has been working with the Associate Vice President of Development at San Jose State to fix this issue so that the gift to San Jose State would not lapse. The beneficiaries of the estate have all agreed and will sign a formal Agreement to modify the requirements of the scholarship so that it would not be prohibited, but Attorney Horton is in the process of getting the agreement language approved by San Jose State before everyone can sign. This will be the last thing needed for the final accounting and petition for distribution, as the estate cannot be closed until the agreement is signed. | |
| PTC | Ms. Horton asks that this matter be continued out for 60 days for further status. | |
| Not.Cred. | | |
| Notice of Hrg | | |
| Aff.Mail | | |
| Aff.Pub. | | |
| Sp.Ntc. | | |
| Pers.Serv. | | |
| Conf. Screen | | |
| Letters | | |
| Duties/Supp | | |
| Objections | | |
| Video Receipt | | |
| CI Report | | |
| 9202 | | |
| Order | | |
| Aff. Posting | | |
| Status Rpt | | |
| UCCJEA | | |
| Citation | | |
| FTB Notice | | |

10A Amarrisa Kozorra, Krysta Kozorra (GUARD/P) Case No. 15CEPR00678

Petitioner Verduzco, Joaquin (Pro Per – Step-Father)

Attorney Lovegren-Tipton, Amy R. (for Sandra Kozorra – Objector -Maternal Grandmother)

Petition for Appointment of Guardianship of the Person

| | | | |
|---|---------------|---|--|
| Amarisa Age: 13 | | <u>TEMPORARY EXPIRES 07/18/2016</u> JOAQUIN VERDUZCO , step-father, is petitioner. <u>Please see petition for details</u> | NEEDS/PROBLEMS/COMMENTS: Page 10B is consideration of the <i>Stipulation and Proposed Order Regarding Visitation with Sandra Kozorra</i> . Minute Order of 04/18/2016: The Court again admonishes that ICWA paperwork must be completed and returned to the clerk's office. The Court directs the clerk to mail the blank ICWA forms to Ms. Tipton. Clerk's Certificate of mailing indicates blank ICWA forms were mailed to Attorney Tipton on 04/18/2016. 1. Need proof of personal service fifteen (15) days prior to the hearing of the Notice of Hearing along with a copy of the Petition for Appointment of Guardian or consent and waiver of notice for: <ul style="list-style-type: none"> Jason Ray Boulware (Father of Amarissa), if Court does not find due diligence per Declaration filed 4/14/2016. 2. Need proof of service fifteen (15) days prior to the hearing of the Notice of Hearing along with a copy of the Petition for Appointment of Guardian or consent and waiver of notice or declaration of due diligence for: <ul style="list-style-type: none"> Paternal Grandparents (of Amarissa) – Unknown |
| Krysta Age: 11 | | | |
| | | | |
| | | | |
| Cont. from 091415, 110215, 120715, 020116, 041816 | | | |
| | Aff.Sub.Wit. | | |
| ✓ | Verified | | |
| | Inventory | | |
| | PTC | | |
| | Not.Cred. | | |
| ✓ | Notice of Hrg | | |
| ✓ | Aff.Mail | w/ | |
| | Aff.Pub. | | |
| | Sp.Ntc. | | |
| | Pers.Serv. | x | |
| ✓ | Conf. Screen | | |
| ✓ | Letters | | |
| ✓ | Duties/Supp | | |
| | Objections | | |
| | Video Receipt | | |
| ✓ | CI Report | | |
| | 9202 | | |
| ✓ | Order | | |
| | Aff. Posting | | |
| | Status Rpt | | |
| ✓ | UCCJEA | | |
| | Citation | | |
| | FTB Notice | | |
| Continued on additional page 2 <u>re:needs/problems/comments</u> | | | |
| Reviewed by: LV | | | |
| Reviewed on: 07/14/2016 | | | |
| Updates: | | | |
| Recommendation: | | | |
| File 10A - Kozorra | | | |

10A

NEEDS/PROBLEMS/COMMENTS continued:

3. UCCJEA is incomplete. Need minors' residence information for the past 5 years.
4. Page #5 of the Guardianship Petition – Child Information Attachment (GC 210(CA)) which pertains to whether the children have Native American Ancestry was not completed. Need declaration with page #5 attached for each of the minors.
5. Pursuant to the Minute Order of 02/01/2016, Deena Kozorra indicated that Krysta has Native American Ancestry therefore, a *Notice of Child Custody Proceeding for Indian Child* (Form ICWA-030), must be served together with copies of petition and all attachments, including this form, on the child's parent; any Indian custodian; any Indian tribe that may have a connection to the child; the Bureau of Indian Affairs (BIA), and possibly the U.S. Secretary of the Interior, by certified or registered U.S. Mail, return receipt requested. (Please see Probate Code 1460.2, and CA Rules of Court 7.1015)
6. Per item 5 above, Petitioner will need to return the completed copy of the *Notice of Child Custody Proceeding for Indian Child* to the probate clerk. The probate clerk will then mail the notice to the required agencies as required.
7. After mailing, per item 6 above, need proof of service of notice, including copies of the notices sent and all return receipts and responses received, pursuant to Probate Code 1460.2(d).

10B Amarrisa Kozorra and Krysta Kozorra (GUARD/P) Case No. 15CEPR00678

Attorney Amy R. Lovegren-Tipton (for Objector Sandra Kozorra, maternal grandmother)
 Petitioner Joaquin Verduzco (Pro Per Petitioner, step-father)

Stipulation and Proposed Order Regarding Visitation of Minor Children with Sandra Kozorra

| | | | |
|-------------------|---|--|------------------------------------|
| Amarisa Age: 13 | | JOAQUIN VERDUZCO, step-father, filed a <i>Petition for Appointment of Guardian</i> on 7/14/2015. | NEEDS/PROBLEMS/COMMENTS: |
| Krysta Age: 11 | | | |
| | | SANDRA KOZORRA, maternal grandmother, filed <i>Objections</i> on 11/12/2015. | Continued from 07/18/2016 |
| | | | |
| Cont. from 041816 | | Minute Order dated 2/1/2016 from the last hearing states, in pertinent part: Sandra Kozorra withdraws her objection. Counsel represents that parties have reached an agreement, and the Court orders that any agreement is to be reduced to writing, filed with the Court, and properly served. | |
| Aff.Sub.Wit. | | | |
| Verified | | Stipulation and Proposed Order Regarding Visitation of Minor Children with Sandra Kozorra was filed 4/13/2016, seeking the Court's approval and signature on the proposed Order Regarding Visitation of Minor Children with Sandra Kozorra. | |
| Inventory | | | |
| PTC | | Order on the Stipulation filed 4/13/2016 finds the Stipulation will be considered at the hearing on 4/18/2015, as approval and signature on the Stipulation is premature given that a general guardianship is not yet established. | |
| Not.Cred. | | | |
| Notice of Hrg | X | Stipulation contains the following orders: | |
| ✓ Aff.Mail | | | |
| Aff.Pub. | | <ul style="list-style-type: none"> Upon signing of the [Order Regarding Visitation of Minor Children with Sandra Kozorra], SANDRA KOZORRA, the maternal grandmother of the children, shall have telephone visitation with the children as agreed upon by the parties, but no less than twice per week for a period of 15 minutes at a time; SANDRA KOZORRA shall have visitation with the children each summer for a period of 8 consecutive weeks at SANDRA KOZORRA'S residence in Arizona, starting the Monday after school lets out; Transportation for the visitation shall be as agreed upon by the parties. | Reviewed by: LEG (LV for 07/18/16) |
| Sp.Ntc. | | | |
| Pers.Serv. | | | Reviewed on: 07/14/2016 |
| Conf. Screen | | | |
| Letters | | | Updates: |
| Duties/Supp | | | |
| Objections | | | Recommendation: |
| Video Receipt | | | |
| CI Report | | | File 10B- Kozorra |
| 9202 | | | |
| ✓ Order | | | |
| Aff. Posting | | | |
| Status Rpt | | | |
| UCCJEA | | | |
| Citation | | | |
| FTB Notice | | | |

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|---|--|--|--------------------------|
| Age: 15 | HEATHER RULE, and KEVIN RULE, co-guardians/paternal aunt and uncle, are petitioners. | | NEEDS/PROBLEMS/COMMENTS: |
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| | | | |
| Cont. from | | | |
| <input type="checkbox"/> Aff.Sub.Wit. | | | |
| <input checked="" type="checkbox"/> Verified | | | |
| <input type="checkbox"/> Inventory | | | |
| <input type="checkbox"/> PTC | | | |
| <input type="checkbox"/> Not.Cred. | | | |
| <input checked="" type="checkbox"/> Notice of Hrg | | | |
| <input checked="" type="checkbox"/> Aff.Mail | w/ | | |
| <input type="checkbox"/> Aff.Pub. | | | |
| <input type="checkbox"/> Sp.Ntc. | | | |
| <input checked="" type="checkbox"/> Pers.Serv. | w/ | | |
| <input type="checkbox"/> Conf. Screen | | | |
| <input type="checkbox"/> Letters | | | |
| <input type="checkbox"/> Duties/Supp | | | |
| <input type="checkbox"/> Objections | | | |
| <input type="checkbox"/> Video Receipt | | | |
| <input checked="" type="checkbox"/> CI Report | | | |
| <input type="checkbox"/> 9202 | | | |
| <input checked="" type="checkbox"/> Order | | | |
| <input type="checkbox"/> Aff. Posting | | | |
| <input type="checkbox"/> Status Rpt | | | |
| <input type="checkbox"/> UCCJEA | | | |
| <input type="checkbox"/> Citation | | | |
| <input type="checkbox"/> FTB Notice | | | |
| | | | Reviewed by: LV |
| | | | Reviewed on: 07/14/2016 |
| | | | Updates: |
| | | | Recommendation: |
| | | | File 11- Inci-Francois |

Petition for Order Approving Settlement Agreement

| | | | | |
|-------------------------------------|----------------------|--|---------------------------------|---|
| DOD: 6/20/15 | | <p>MIKE J. KOCHERGEN and ANN J. SHUKEN, Co-Executors, are Petitioners.</p> <p>Petitioners state at the time of the decedent's death, there was ongoing litigation on appeal. The decedent was named individually, but died during the litigation on 6/20/15.</p> <p>Britz, Inc. filed a creditor's claim pertaining to the litigation on 11/2/15.</p> <p>The parties to the litigation, John A. Kochergen Properties, Inc. aka J.A. Kochergen Properties Inc., Petitioners, Kettleman Farms, Inc., and David Britz, Martin Britz, Linda Britz-Glassman and Britz, Inc. (herein Britz) have reached settlement agreement that will resolve the litigation and discharged the creditor's claim.</p> <p>See petition for terms of settlement agreement, attached at Exhibit A. Enforceability is contingent upon approval of this Court pursuant to Probate Code §9837.</p> <p>The advantage to the estate is that the settlement agreement will fully resolve the claims of all parties and, except for attorney fees and costs through settlement, the parties will avoid time, expense, and uncertainty of continued litigation. Petitioners have fully investigated their respective claims, sought advice of counsel (Dowling Aaron Incorporated), and determined it is not in the best interest of the estate to continue the litigation. Therefore, Petitioners request the Court approve the proposed settlement.</p> <p>Petitioners pray for an order approving the proposed settlement agreement and mutual release of all claims by John A. Kochergen Properties, Inc., aka J.A. Kochergen Properties, Inc., Petitioners, Kettleman Farms, Inc., and David and David Britz, Martin Britz, Linda Britz-Glassman, and Britz, Inc., a true and correct copy of which is attached as Exhibit A.</p> | NEEDS/PROBLEMS/COMMENTS: | |
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| | | | | |
| | | | | |
| <input type="checkbox"/> | Aff.Sub.Wit. | | | |
| <input checked="" type="checkbox"/> | Verified | | | |
| <input type="checkbox"/> | Inventory | | | |
| <input type="checkbox"/> | PTC | | | |
| <input type="checkbox"/> | Not.Cred. | | | |
| <input checked="" type="checkbox"/> | Notice of Hrg | | | |
| <input checked="" type="checkbox"/> | Aff.Mail | | | w |
| <input type="checkbox"/> | Aff.Pub. | | | |
| <input type="checkbox"/> | Sp.Ntc. | | | |
| <input type="checkbox"/> | Pers.Serv. | | | |
| <input type="checkbox"/> | Conf. Screen | | | |
| <input type="checkbox"/> | Letters | | | |
| <input type="checkbox"/> | Duties/Supp | | | |
| <input type="checkbox"/> | Objections | | | |
| <input type="checkbox"/> | Video Receipt | | | |
| <input type="checkbox"/> | CI Report | | | |
| <input type="checkbox"/> | 9202 | | | |
| <input checked="" type="checkbox"/> | Order | | | |
| <input type="checkbox"/> | Aff. Posting | | | |
| <input type="checkbox"/> | Status Rpt | | | |
| <input type="checkbox"/> | UCCJEA | | | |
| <input type="checkbox"/> | Citation | | | |
| <input type="checkbox"/> | FTB Notice | | | |

Reviewed by: skc

Reviewed on: 7/13/16

Updates:

Recommendation:

File 12- Kochergen

Waiver of Accounting and Report of Co-Administrators and Petition for Its Settlement; Waiver of Co-Administrators' Commissions; Waiver of Attorney's Fees and for Final Distribution

| | | | | |
|--------------------------|----------------------|--------|--|---------------------------------|
| DOD: 2/20/2015 | | | JOAQUIN GARCIA and JOSE GARCIA , sons and Co-Administrators, are Petitioners. Accounting is waived. I & A — \$50,400.00 POH — \$50,400.00 (no cash) Administrators— waive Attorney — waives Distribution pursuant to intestate succession and Assignments of Interest is to: <ul style="list-style-type: none">• JOAQUIN GARCIA – <i>an undivided ½ interest in real property, and two motorcycles;</i>• JOSE GARCIA– <i>an undivided ½ interest in real property, and two motorcycles.</i> | NEEDS/PROBLEMS/COMMENTS: |
| | | | | |
| | | | | |
| | | | | |
| Cont. from 060616 | | | | |
| | Aff.Sub.Wit. | | | |
| ✓ | Verified | | | |
| ✓ | Inventory | | | |
| ✓ | PTC | | | |
| ✓ | Not.Cred. | | | |
| ✓ | Notice of Hrg | | | |
| ✓ | Aff.Mail | W/ | | |
| | Aff.Pub. | | | |
| ✓ | Sp.Ntc. | | | |
| | Pers.Serv. | | | |
| | Conf. Screen | | | |
| | Letters | 100715 | | |
| | Duties/Supp | | | |
| | Objections | | | |
| | Video Receipt | | | |
| | CI Report | | | |
| ✓ | 9202 | | | |
| ✓ | Order | | | |
| | Aff. Posting | | | |
| | Status Rpt | | | |
| | UCCJEA | | | |
| | Citation | | | |
| ✓ | FTB Notice | | | |
| | | | Reviewed by: LEG | |
| | | | Reviewed on: 7/14/16 | |
| | | | Updates: | |
| | | | Recommendation: SUBMITTED | |
| | | | File 13- Garcia | |

Probate Status Hearing RE: Filing of the Inventory and Appraisal

| | | |
|--------------------------|--|---|
| DOD: 9/16/2015 | <p>MEGAN DAVIS, daughter, was appointed Administrator with full IAEA without bond on 11/16/2015.</p> <p>Letters issued 11/16/2015.</p> <p><u>Minute order dated 11/16/2015</u> set this status hearing re: the filing of the inventory and appraisal.</p> | <p>NEEDS/PROBLEMS/COMMENTS:</p> <p><u>OFF CALENDAR.</u> Order dated 7/8/16 continued the matter to 11/21/16.</p> <p>1. Need inventory and appraisal.</p> |
| | | |
| | | |
| | | |
| Cont. from 041816 | | |
| Aff.Sub.Wit. | | |
| Verified | | |
| Inventory | | |
| PTC | | |
| Not.Cred. | | |
| Notice of Hrg | | |
| Aff.Mail | | |
| Aff.Pub. | | |
| Sp.Ntc. | | |
| Pers.Serv. | | |
| Conf. Screen | | |
| Letters | | |
| Duties/Supp | | |
| Objections | | |
| Video Receipt | | |
| CI Report | | |
| 9202 | | |
| Order | | |
| Aff. Posting | | |
| Status Rpt | | |
| UCCJEA | | |
| Citation | | |
| FTB Notice | | |
| | | <p>Reviewed by: KT</p> <p>Reviewed on: 7/8/16</p> <p>Updates:</p> <p>Recommendation:</p> <p>File 14- Davis</p> |

Probate Status Hearing RE: Filing of the Inventory and Appraisal

| | | |
|--------------------------|---|--|
| DOD: 11/14/2015 | GARY D. F. POLLASTRINI , son, was appointed executor with full IAEA without bond on 1/12/2016. | NEEDS/PROBLEMS/COMMENTS: Minute order dated 6/13/2016 continued matter to 7/18/2016. 1. Need inventory and appraisal. 2. Status report filed 7/13/2016 is not verified by Gary D. F. Pollastrini, Executor, pursuant to Probate Codes 1020 and 1023. 3. Need proof of service of status report on all interested parties pursuant to Local Rule 7.5. |
| | | |
| | | |
| Cont. from 061316 | Letters issued 1/12/2016. | |
| Aff.Sub.Wit. | | |
| Verified | Minute order dated 1/12/2016 set this status hearing for filing of the inventory and appraisal. | |
| Inventory | | |
| PTC | | |
| Not.Cred. | | |
| Notice of Hrg | Status report filed 7/13/2016 states since the last status report, the probate referee has reviewed and made his appraisal. A copy of the appraisal was forwarded to the executor for approval; however, the executor is contesting the appraisal of certain assets. Counsel requests a 30-day continuance to allow time to file the final I&A. | |
| Aff.Mail | | |
| Aff.Pub. | | |
| Sp.Ntc. | | |
| Pers.Serv. | | |
| Conf. Screen | | |
| Letters | | |
| Duties/Supp | | |
| Objections | | |
| Video Receipt | | |
| CI Report | | |
| 9202 | | |
| Order | | |
| Aff. Posting | | |
| ✓ Status Rpt | | |
| UCCJEA | | |
| Citation | | |
| FTB Notice | | |
| | | Reviewed by: SEF |
| | | Reviewed on: 7/13/2016 |
| | | Updates: |
| | | Recommendation: |
| | | File 15- Pollastrini |

Status RE: Receipt for Blocked Account

| | | | |
|---------------------------|--|--|---|
| | | <p>AMALIA ALVAREZ, Mother, was appointed Guardian of the Estate on 4/4/16 with bond of \$422,400.00 and all funds placed into a blocked account.</p> | <p>NEEDS/PROBLEMS/COMMENTS:</p> <p>Minute Order 6/13/16: Funds must be deposited in a blocked account. The Court does not order a bond at this time.</p> |
| | | | |
| | | <p><i>Note: Bond has not been filed and Letters have not yet issued.</i></p> | <p>Note: Letters issued 6/21/16.</p> |
| | | | |
| Cont. from 051616, 061316 | | <p>Minute Order 4/4/16 states: The Court orders funds be placed into a blocked account upon receipt. This Court would be open to investment of the funds in the future, and would be looking for Counsel to provide specifications/projections with regard to the investment.</p> | <p>The following issue remains noted:</p> |
| | | | |
| Aff.Sub.Wit. | | <p>The Court also set this status hearing for the filing of the receipt for blocked account.</p> | <p>1. Need receipt for blocked account (MC-356) or written status report per Local Rule 7.5.</p> |
| Verified | | | |
| Inventory | | | <p>Note: Because the original order required bond rather than blocking, it appears a separate Order to Deposit Money Into Blocked Account will also be necessary. Need Order MC-355.</p> |
| PTC | | | |
| Not.Cred. | | | |
| Notice of Hrg | | | |
| Aff.Mail | | | |
| Aff.Pub. | | | |
| Sp.Ntc. | | | |
| Pers.Serv. | | | |
| Conf. Screen | | | |
| Letters | | | |
| Duties/Supp | | | |
| Objections | | | |
| Video Receipt | | | |
| CI Report | | | |
| 9202 | | | |
| Order | | | |
| Aff. Posting | | | |
| Status Rpt | | | |
| UCCJEA | | | |
| Citation | | | |
| FTB Notice | | | |
| | | | |

Status RE: Receipt for Blocked Account

| | | | |
|----------------------------------|--|---|---|
| | | <p>AMALIA ALVAREZ, Mother, was appointed Guardian of the Estate on 4/4/16 with bond of \$102,000.00 and all funds placed into a blocked account.</p> | <p>NEEDS/PROBLEMS/COMMENTS:</p> <p><u>Minute Order 6/13/16</u>: Funds must be deposited in a blocked account. The Court does not order a bond at this time.</p> <p><u>Note</u>: Letters issued 6/21/16.</p> <p>The following issue remains noted:</p> <p>2. Need receipt for blocked account (MC-356) or written status report per Local Rule 7.5.</p> <p><u>Note</u>: Because the original order required bond rather than blocking, it appears a separate Order to Deposit Money Into Blocked Account will also be necessary. Need Order MC-355.</p> |
| <p>Cont. from 051616, 061316</p> | | | |
| Aff.Sub.Wit. | | <p><i>Note: Bond has not been filed and Letters have not yet issued.</i></p> <p>Minute Order 4/4/16 states:</p> <p>The Court orders that the funds be placed into a blocked account upon receipt. This Court would be open to investment of the funds in the future, and would be looking for Counsel to provide specifications/projections with regard to the investment. The issue of bond is taken under advisement by the Court. Counsel may provide additional justification regarding the support issue in this matter.</p> <p>The Court also set this status hearing for the filing of the receipt for blocked account.</p> | <p>Reviewed by: skc</p> <p>Reviewed on: 7/11/16</p> <p>Updates:</p> <p>Recommendation:</p> <p>File 17- Abarca</p> |
| Verified | | | |
| Inventory | | | |
| PTC | | | |
| Not.Cred. | | | |
| Notice of Hrg | | | |
| Aff.Mail | | | |
| Aff.Pub. | | | |
| Sp.Ntc. | | | |
| Pers.Serv. | | | |
| Conf. Screen | | | |
| Letters | | | |
| Duties/Supp | | | |
| Objections | | | |
| Video Receipt | | | |
| CI Report | | | |
| 9202 | | | |
| Order | | | |
| Aff. Posting | | | |
| Status Rpt | | | |
| UCCJEA | | | |
| Citation | | | |
| FTB Notice | | | |

**18A Telena Garcia, Sophia Garcia, David Casarez and
Victoria Casarez (GUARD/P)**

Case No. 16CEPR00494

Petitioner: David Mendez Casarez (Pro per)

Petitioner: Caroline Martinez Casarez (Pro per)

Objector: April Casarez (Pro per)

Petition for Appointment of Guardian of the Person

| <u>NO TEMPORARY – DENIED/DISMISSED</u> | | | NEEDS/PROBLEMS/COMMENTS: |
|---|------------------|----|--|
| DAVID M. CASAREZ and CAROLINE CASAREZ, paternal grandparents of David and Victoria, are petitioners. | | | Please see page 18B re: competing petition filed by Sophia Garcia and Odelia Garcia (mother and maternal grandmother). Minute order dated 5/24/2016 from temporary hearing states Petitioner represents that David Casarez (father of David and Victoria) is in the Fresno County Jail as of [5/23/2016]. Parties report that minors were placed with Odelia Garcia [maternal grandmother] by CPS. The Court orders that there shall be no unsupervised visits. The general hearing remains for 7/18/2016. See additional page. |
| <i>See petition for details.</i> | | | |
| Cont. from | | | |
| <input type="checkbox"/> | Aff.Sub.Wit. | | |
| <input checked="" type="checkbox"/> | Verified | | |
| <input type="checkbox"/> | Inventory | | |
| <input type="checkbox"/> | PTC | | |
| <input type="checkbox"/> | Not.Cred. | | |
| <input checked="" type="checkbox"/> | Notice of Hrg | | |
| <input type="checkbox"/> | Aff.Mail | | |
| <input type="checkbox"/> | Aff.Pub. | | |
| <input type="checkbox"/> | Sp.Ntc. | | |
| <input checked="" type="checkbox"/> | Pers.Serv. | w/ | |
| <input checked="" type="checkbox"/> | Conf. Screen | | |
| <input checked="" type="checkbox"/> | Letters | | |
| <input checked="" type="checkbox"/> | Duties/Supp | | |
| <input checked="" type="checkbox"/> | Objections | | |
| <input type="checkbox"/> | Video Receipt | | |
| <input checked="" type="checkbox"/> | CI Report | | |
| <input type="checkbox"/> | 9202 | | |
| <input checked="" type="checkbox"/> | Order | | |
| <input type="checkbox"/> | Aff. Posting | | |
| <input type="checkbox"/> | Status Rpt | | |
| <input checked="" type="checkbox"/> | UCCJEA | | |
| <input type="checkbox"/> | Citation | | |
| <input type="checkbox"/> | FTB Notice | | |
| | | | Reviewed by: SEF |
| | | | Reviewed on: 7/12/2016 |
| | | | Updates: |
| | | | Recommendation: |
| | | | File 18A- Garcia/ Casarez |

18A

NEEDS/PROBLEMS/COMMENTS, *continued*:

Petitioner:

1. Need proof of personal service at least 15 days notice before the hearing, of the *Notice of Hearing* or consent and waiver of notice or declaration of due diligence for:
 - a. Talena and Sofia's father (listed as "*unknown*")
2. Need proof of service at least 15 days notice before the hearing, of the *Notice of Hearing* or consents and waiver of notice or declarations of due diligence for:
 - a. Talena and Sofia's paternal grandparents (listed as "*unknown*")

Objector:

1. Need proof of service of objections on the following:
 - a. David M. Casarez (petitioner)
 - b. Caroline Casarez (petitioner)

**18B Telena Garcia, Sophia Garcia, David Casarez and
Victoria Casarez (GUARD/P)**

Case No. 16CEPR00494

Petitioner: April Garcia (Casarez) (Pro per)

Petitioner: Odelia Garcia (Pro per)

Petition for Appointment of Guardian of the Person

| <u>NO TEMPORARY REQUESTED</u> | | | NEEDS/PROBLEMS/COMMENTS: |
|--|--------------------------|-------------------------------------|--|
| APRIL GARCIA (CASAREZ) and ODELIA GARCIA, mother and maternal grandmother, are petitioners. | | | Minute order dated 5/24/2016 from temporary hearing states Petitioner represents that David Casarez (father of David and Victoria) is in the Fresno County Jail as of [5/23/2016]. Parties report that minors were placed with Odelia Garcia [maternal grandmother] by CPS. The Court orders that there shall be no unsupervised visits. The general hearing remains for 7/18/2016. See additional page. |
| See petition for details. | | | |
| Cont. from | | | |
| <input type="checkbox"/> | Aff.Sub.Wit. | | |
| <input checked="" type="checkbox"/> | Verified | | |
| <input type="checkbox"/> | Inventory | | |
| <input type="checkbox"/> | PTC | | |
| <input type="checkbox"/> | Not.Cred. | | |
| <input type="checkbox"/> | Notice of Hrg | <input checked="" type="checkbox"/> | |
| <input type="checkbox"/> | Aff.Mail | <input checked="" type="checkbox"/> | |
| <input type="checkbox"/> | Aff.Pub. | | |
| <input type="checkbox"/> | Sp.Ntc. | | |
| <input type="checkbox"/> | Pers.Serv. | <input checked="" type="checkbox"/> | |
| <input checked="" type="checkbox"/> | Conf. Screen | | |
| <input checked="" type="checkbox"/> | Letters | | |
| <input checked="" type="checkbox"/> | Duties/Supp | | |
| <input type="checkbox"/> | Objections | | |
| <input type="checkbox"/> | Video Receipt | | |
| <input checked="" type="checkbox"/> | CI Report | | |
| <input type="checkbox"/> | 9202 | | |
| <input checked="" type="checkbox"/> | Order | | |
| <input type="checkbox"/> | Aff. Posting | | |
| <input type="checkbox"/> | Status Rpt | | |
| <input checked="" type="checkbox"/> | UCCJEA | | |
| <input type="checkbox"/> | Citation | | |
| <input type="checkbox"/> | FTB Notice | | |
| | | | Reviewed by: SEF |
| | | | Reviewed on: 7/12/2016 |
| | | | Updates: |
| | | | Recommendation: |
| | | | File 18B - Garcia/ Casarez |

18B

NEEDS/PROBLEMS/COMMENTS, *continued*:

3. Need proof of personal service at least 15 days before the hearing of the *Notice of Hearing* or consent and waiver of notice or declaration of due diligence for:
 - a. Talena and Sofia's father (listed as "*unknown*")
 - b. David Casarez Jr. (David and Victoria's father) – *unless court dispenses with notice*
4. Need proof of service at least 15 days notice before the hearing of the *Notice of Hearing* or consent and waiver of notice for:
 - a. David M. Casarez (David and Victoria's paternal grandfather)
 - b. Caroline Casarez (David and Victoria's paternal grandmother)
 - c. Talena and Sofia's paternal grandparents (listed as "*unknown*")
5. Need clarification of Odelia Garcia's current address.
6. Per item 3, above, if address has changed, need *Notice of Change of Address* (MC-040) and may need new *Orders* and *Letters*.

Petitioner: Jose Mendez (pro per)

Petitioner: Myda Batrez (pro per)

Petition for Appointment of Guardian of the Person

| | | | | |
|---|---------------|---|---|----|
| | | <p>THERE IS NO TEMPORARY. No temporary was requested.</p> <p>JOSE MENDEZ, maternal great-grandfather and MYDA BATREZ, maternal aunt, are petitioners.</p> <p>Please see petition for details.</p> <p>Court Investigator Report filed on 7/6/16.</p> | <p>NEEDS/PROBLEMS/COMMENTS:</p> <p>Note: If the Court does not dispense with notice the will need proof of personal service of the Notice of Hearing along with a copy of the Petition or consent and waiver of notice on:</p> <p>a. Unknown father of Adriana b. Unknown father of Elvira</p> <p>And proof service (either personal or by mail) of the Notice of Hearing along with a copy of the Petition or consent and waiver of notice on:</p> <p>a. Unknown paternal grandparents of both Adriana and Elvira b. Juan Heredia (maternal grandfather)</p> | |
| | | | | |
| | | | | |
| | | | | |
| Cont. from | | | | |
| | Aff.Sub.Wit. | | | |
| ✓ | Verified | | | |
| | Inventory | | | |
| | PTC | | | |
| | Not.Cred. | | | |
| ✓ | Notice of Hrg | | | |
| | Aff.Mail | | | |
| | Aff.Pub. | | | |
| | Sp.Ntc. | | | |
| ✓ | Pers.Serv. | | | W/ |
| ✓ | Conf. Screen | | | |
| ✓ | Letters | | | |
| ✓ | Duties/Supp | | | |
| | Objections | | | |
| | Video Receipt | | | |
| ✓ | CI Report | | | |
| | 9202 | | | |
| ✓ | Order | | | |
| | Aff. Posting | | | |
| | Status Rpt | | | |
| ✓ | UCCJEA | | | |
| | Citation | | | |
| | FTB Notice | | | |
| <p>Reviewed by: KT</p> <p>Reviewed on: 7/13/16</p> <p>Updates:</p> <p>Recommendation:</p> <p>File 19- Vizcaino/ Mendez</p> | | | | |

Petitioner: Maurice Garcia (Pro per)

Petition for Appointment of Guardian of the Person

| | | | |
|-------------------------------------|----------------------|---|---|
| | | <u>NO TEMPORARY REQUESTED</u> | NEEDS/PROBLEMS/COMMENTS: |
| | | | |
| | | MAURICE GARCIA , stepfather, is petitioner | 1. Need <i>Notice of Hearing</i> . 2. Need proof of personal service with at least 15 days notice of <i>Notice of Hearing</i> with copy of petition <u>or</u> consents and waiver of notice <u>or</u> declarations of due diligence for: a. Frank Sifuentes (father) b. Angel Sifuentes (ward) |
| | | | |
| Cont. from | | See petition for details. | 3. Need proof of personal service with at least 15 days notice of <i>Notice of Hearing</i> with copy of petition <u>or</u> consents and waivers of notice <u>or</u> declarations of due diligence for: a. Frank Sifuentes (paternal grandfather) b. Mary Sifuentes (paternal grandmother) c. Claurence Inskeep (maternal grandfather) d. Maternal grandmother (listed as "unknown") e. Miracle Garcia (sibling) – if 12 years or older f. Alicia Sifuentes (sibling) – if 12 years or older |
| <input type="checkbox"/> | Aff.Sub.Wit. | | |
| <input checked="" type="checkbox"/> | Verified | | |
| <input type="checkbox"/> | Inventory | | |
| <input type="checkbox"/> | PTC | | |
| <input type="checkbox"/> | Not.Cred. | | |
| <input type="checkbox"/> | Notice of Hrg | x | |
| <input type="checkbox"/> | Aff.Mail | x | |
| <input type="checkbox"/> | Aff.Pub. | | |
| <input type="checkbox"/> | Sp.Ntc. | | |
| <input type="checkbox"/> | Pers.Serv. | x | |
| <input checked="" type="checkbox"/> | Conf. Screen | | |
| <input checked="" type="checkbox"/> | Letters | | |
| <input checked="" type="checkbox"/> | Duties/Supp | | |
| <input type="checkbox"/> | Objections | | |
| <input type="checkbox"/> | Video Receipt | | |
| <input checked="" type="checkbox"/> | CI Report | | |
| <input type="checkbox"/> | 9202 | | |
| <input checked="" type="checkbox"/> | Order | | |
| <input type="checkbox"/> | Aff. Posting | | |
| <input type="checkbox"/> | Status Rpt | | |
| <input checked="" type="checkbox"/> | UCCJEA | | |
| <input type="checkbox"/> | Citation | | |
| <input type="checkbox"/> | FTB Notice | | |
| | | | Reviewed by: SEF |
| | | | Reviewed on: 7/13/2016 |
| | | | Updates: |
| | | | Recommendation: |
| | | | File 20- Sifuentes |

Petition for Probate of Will and for Letters Testamentary; Authorization to Administer Under the IAEA

| | | | | | | | | | |
|--|---------------------|---|---------------------|------------|-----------------|--------------|----------------|---------------------|--|
| DOD: 5/29/16 | | <p>JEFFREY KESTLEY, named executor without bond, is petitioner.</p> <p>Full IAEA – o.k.</p> <p>Will dated: 4/25/03</p> <p>Residence: Selma Publication: Selma Enterprise</p> <p>Estimated value of the estate:</p> <table> <tr> <td>Personal property -</td> <td align="right">120,000.00</td> </tr> <tr> <td>Real property -</td> <td align="right">\$130,000.00</td> </tr> <tr> <td>Total -</td> <td align="right">\$250,000.00</td> </tr> </table> <p>Probate Referee: Steven Diebert</p> | Personal property - | 120,000.00 | Real property - | \$130,000.00 | Total - | \$250,000.00 | <p>NEEDS/PROBLEMS/COMMENTS:</p> <p>Note: If the petition is granted, status hearings will be set as follows:</p> <ul style="list-style-type: none"> Wednesday, January 4, 2017 at 9:00 a.m. in Department 303, for the filing of the inventory and appraisal. Wednesday, September 27, 2017 at 9:00 a.m. in Department 303, for the filing of the first account or petition for final distribution. <p>Pursuant to Local Rule 7.5 if the required documents are filed 10 days prior the date set the status hearing will come off calendar and no appearance will be required.</p> |
| Personal property - | 120,000.00 | | | | | | | | |
| Real property - | \$130,000.00 | | | | | | | | |
| Total - | \$250,000.00 | | | | | | | | |
| Cont. from | | | | | | | | | |
| <input type="checkbox"/> Aff.Sub.Wit. | S/P | | | | | | | | |
| <input checked="" type="checkbox"/> Verified | | | | | | | | | |
| <input type="checkbox"/> Inventory | | | | | | | | | |
| <input type="checkbox"/> PTC | | | | | | | | | |
| <input type="checkbox"/> Not.Cred. | | | | | | | | | |
| <input type="checkbox"/> Notice of Hrg | | | | | | | | | |
| <input checked="" type="checkbox"/> Aff.Mail | W/ | | | | | | | | |
| <input checked="" type="checkbox"/> Aff.Pub. | | | | | | | | | |
| <input type="checkbox"/> Sp.Ntc. | | | | | | | | | |
| <input type="checkbox"/> Pers.Serv. | | | | | | | | | |
| <input type="checkbox"/> Conf. Screen | | | | | | | | | |
| <input checked="" type="checkbox"/> Letters | | | | | | | | | |
| <input checked="" type="checkbox"/> Duties/Supp | | | | | | | | | |
| <input type="checkbox"/> Objections | | | | | | | | | |
| <input type="checkbox"/> Video Receipt | | | | | | | | | |
| <input type="checkbox"/> CI Report | | | | | | | | | |
| <input type="checkbox"/> 9202 | | | | | | | | | |
| <input checked="" type="checkbox"/> Order | | | | | | | | | |
| <input type="checkbox"/> Aff. Posting | | | | | | | | | |
| <input type="checkbox"/> Status Rpt | | | | | | | | | |
| <input type="checkbox"/> UCCJEA | | | | | | | | | |
| <input type="checkbox"/> Citation | | | | | | | | | |
| <input type="checkbox"/> FTB Notice | | | | | | | | | |

| |
|----------------------------------|
| Reviewed by: KT |
| Reviewed on: 7/14/16 |
| Updates: |
| Recommendation: SUBMITTED |
| File 21- Rossi |

Petitioner: Jennifer Ann Waite (Pro per)

Petition for Probate of Will and for Letters Testamentary

| | | | |
|---------------------|-----|--|---|
| DOD: 5/10/2016 | | JENNIFER WAITE , named alternate executor without bond, is petitioner Declination to act filed by named executor, Stephen R. Henry. Full IAEA – need Will dated 4/6/2013 Residence: Fresno Publication: need Estimated value of Estate: Personal property \$ 92,000.00 Annual gross income: \$ 0.00 Real property: \$ 102,000.00 Total: \$ 200,000.00 Probate Referee: Rick Smith | NEEDS/PROBLEMS/COMMENTS: Need amended petition based on, but not limited to the following: 1. Item 2c of petition is blank re: if petitioner is requesting full or limited IAEA authority. 2. Per item 3e(2), there is no copy of decedent's will attached to the petition. 3. Item 3g is incomplete re: if personal representative is a resident of California and the United States. 4. Item 8 of petition does not list the following: a. Jennifer Waite (petitioner) b. Friends of Community Church (contingent beneficiary) c. Stephen R. Henry (executor) 5. Need <i>Duties and Liabilities</i> . 6. Need <i>Confidential Supplement to Duties and Liabilities</i> . 7. Need <i>Notice of Petition to Administer Estate</i> . 8. Need proof of service of <i>Notice of Petition to Administer Estate</i> on: a. Robert Hays b. Sue Hays c. Friends of Community Church d. Stephen R. Henry e. Gini Richardson See additional page. |
| Cont. from | | | |
| ✓ Aff.Sub.Wit. | s/p | | |
| ✓ Verified | | | |
| Inventory | | | |
| PTC | | | |
| Not.Cred. | | | |
| Notice of Ptn Admin | x | | |
| Aff.Mail | x | | |
| Aff.Pub. | x | | |
| Sp.Ntc. | | Reviewed by: SEF Reviewed on: 7/14/2016 Updates: Recommendation: File 22- Torbit | |
| Pers.Serv. | | | |
| Conf. Screen | | | |
| Letters | x | | |
| Duties/Supp | x | | |
| Objections | | | |
| Video Receipt | | | |
| CI Report | | | |
| 9202 | | | |
| Order | x | | |
| Aff. Posting | | | |
| Status Rpt | | | |
| UCCJEA | | | |
| Citation | | | |
| FTB Notice | | | |

NEEDS/PROBLEMS/COMMENTS, *continued*:

9. Need proof of publication.
10. Need *Orders*.
11. Need *Letters*.

Note: If granted, the Court will set status hearings as follows:

- **Tuesday, December 13, 2016** for filing Inventory and Appraisal
- **Tuesday, September 19, 2017** for filing the first account or petition for final distribution

Pursuant to Local Rule 7.5 if the required documents are filed 10 days prior to the hearings on the matter the status hearing will come off calendar and no appearance will be required.

Petition for Appointment of Probate Conservator of the Person and Estate

| | | | | |
|-------------------|----------------------|----|---|---|
| | | | <u>Temporary Expires 7/18/16</u> | NEEDS/PROBLEMS/COMMENTS: |
| | | | PUBLIC GUARDIAN is petitioner | Court Investigator Advised Rights on 7/7/16. |
| | | | Please see petition for details. | |
| Cont. from | | | Court Investigator Report filed on 7/12/16 | |
| | Aff.Sub.Wit. | | | |
| ✓ | Verified | | | 1. Petition lists the son as <u>David</u> Yewdall. Notice of Hearing shows notice sent to <u>Davis</u> Yewdall. Need clarification. |
| | Inventory | | | 2. Need Capacity Declaration re: medical consent powers. |
| | PTC | | | |
| | Not.Cred. | | | |
| ✓ | Notice of Hrg | | | Note: If the petition is granted, status hearings will be set as follows: |
| ✓ | Aff.Mail | W/ | | <ul style="list-style-type: none"> Wednesday, November 16, 2016 at 9:00 a.m. in Department 303, for the filing of the inventory and appraisal. Wednesday, September 27, 2017 at 9:00 a.m. in Department 303, for the filing of the first account. |
| | Aff.Pub. | | | Pursuant to Local Rule 7.5 if the required documents are filed 10 days prior the date set the status hearing will come off calendar and no appearance will be required. |
| | Sp.Ntc. | | | |
| | Pers.Serv. | | | |
| | Conf. Screen | | | |
| ✓ | Letters | | | |
| | Duties/Supp | | | |
| | Objections | | | |
| | Video Receipt | | | |
| ✓ | CI Report | | | |
| | 9202 | | | |
| ✓ | Order | | | |
| | Aff. Posting | | | Reviewed by: KT |
| | Status Rpt | | | Reviewed on: 7/13/16 |
| | UCCJEA | | | Updates: |
| ✓ | Citation | | | Recommendation: |
| | FTB Notice | | | File 23- Yewdall |

Petition for Appointment of Probate Conservator of the Person and Estate

| | | | | |
|-------------------|----------------------|----|---|---|
| | | | <u>Temporary Expires 7/18/16</u> | NEEDS/PROBLEMS/COMMENTS: |
| | | | PUBLIC GUARDIAN is petitioner | Court Investigator Advised Rights on 7/7/16. |
| | | | Please see petition for details. | |
| Cont. from | | | Court Investigator Report filed on 7/12/16 | |
| | Aff.Sub.Wit. | | | |
| ✓ | Verified | | | 3. Petition lists the son as <u>David</u> Yewdall. Notice of Hearing shows notice sent to <u>Davis</u> Yewdall. Need clarification. |
| | Inventory | | | |
| | PTC | | | |
| | Not.Cred. | | | |
| ✓ | Notice of Hrg | | | 4. Need Capacity Declaration re: medical consent powers. |
| ✓ | Aff.Mail | W/ | | |
| | Aff.Pub. | | | |
| | Sp.Ntc. | | | Note: If the petition is granted, status hearings will be set as follows: |
| | Pers.Serv. | | | <ul style="list-style-type: none"> • Wednesday, November 16, 2016 at 9:00 a.m. in Department 303, for the filing of the inventory and appraisal. • Wednesday, September 27, 2017 at 9:00 a.m. in Department 303, for the filing of the first account. |
| | Conf. Screen | | | |
| ✓ | Letters | | | |
| | Duties/Supp | | | |
| | Objections | | | |
| | Video Receipt | | | |
| ✓ | CI Report | | | |
| | 9202 | | | |
| ✓ | Order | | | Pursuant to Local Rule 7.5 if the required documents are filed 10 days prior the date set the status hearing will come off calendar and no appearance will be required. |
| | Aff. Posting | | | Reviewed by: KT |
| | Status Rpt | | | Reviewed on: 7/13/16 |
| | UCCJEA | | | Updates: |
| ✓ | Citation | | | Recommendation: |
| | FTB Notice | | | File 24- Yewdall |

Petition for Letters of Administration. Authorization to Administer under the Independent Administration of Estates Act

| | | | |
|-------------------------------------|----------------------|---|---|
| DOD: 5/7/16 | | JOHN C. COOPER , father, is petitioner and requests appointment as Administrator without bond. | NEEDS/PROBLEMS/COMMENTS: |
| | | | |
| | | Full IAEA – o.k. | 1. Need waiver of bond from Dave Thomas McCann, surviving spouse or bond set at \$170,000. |
| Cont. from | | Decedent died intestate. | <p>Note: If the petition is granted, status hearings will be set as follows:</p> <ul style="list-style-type: none"> Wednesday, August 17, 2016 at 9:00 a.m. in Department 303, for the filing of the bond, if required. Wednesday, January 4, 2017 at 9:00 a.m. in Department 303, for the filing of the inventory and appraisal. Wednesday, September 27, 2017 at 9:00 a.m. in Department 303, for the filing of the first account or petition for final distribution. <p>Pursuant to Local Rule 7.5 if the required documents are filed 10 days prior the date set the status hearing will come off calendar and no appearance will be required.</p> |
| <input type="checkbox"/> | Aff.Sub.Wit. | Residence: Clovis | |
| <input checked="" type="checkbox"/> | Verified | Publication: Fresno Business Journal | |
| <input type="checkbox"/> | Inventory | Estimated value of the estate: | |
| <input type="checkbox"/> | PTC | Personal property - \$ 20,000.00 | |
| <input type="checkbox"/> | Not.Cred. | Real property - \$150,000.00 | |
| <input type="checkbox"/> | Notice of Hrg | Total - \$170,000.00 | |
| <input checked="" type="checkbox"/> | Aff.Mail | Probate Referee: Steven Diebert | |
| <input checked="" type="checkbox"/> | Aff.Pub. | | |
| <input type="checkbox"/> | Sp.Ntc. | | |
| <input type="checkbox"/> | Pers.Serv. | | |
| <input type="checkbox"/> | Conf. Screen | | |
| <input checked="" type="checkbox"/> | Letters | | |
| <input checked="" type="checkbox"/> | Duties/Supp | | |
| <input type="checkbox"/> | Objections | | |
| <input type="checkbox"/> | Video Receipt | | |
| <input type="checkbox"/> | CI Report | | |
| <input type="checkbox"/> | 9202 | | |
| <input checked="" type="checkbox"/> | Order | | |
| <input type="checkbox"/> | Aff. Posting | | |
| <input type="checkbox"/> | Status Rpt | | |
| <input type="checkbox"/> | UCCJEA | | |
| <input type="checkbox"/> | Citation | | |
| <input type="checkbox"/> | FTB Notice | | |
| | | | Reviewed by: KT |
| | | | Reviewed on: 7/14/16 |
| | | | Updates: |
| | | | Recommendation: |
| | | | File 25- Cooper-McCann |

Petitioner Anthony Quinn Crozier (Pro Per, nephew)

Petition for Probate of Will and for Letters Testamentary; Authorization to Administer Under the IAEA

| | | | | | | | | | | | |
|-------------------------------------|---------------|--|---|-------------------------|-----------------------------|-------------------|------------------------|------------------------|--------------|---|---------------------|
| DOD: 1/28/2016 | | ANTHONY QUINN CROZIER , nephew, and named Executor without bond, is Petitioner. | NEEDS/PROBLEMS/COMMENTS: | | | | | | | | |
| | | | | | | | | | | | |
| Cont. from | | Full IAEA: Need Publication | <p>Note: The assets of the estate have already been appraised as indicated by the <i>Final Inventory and Appraisal</i> filed 6/9/2016, which indicates that RICK P. SMITH, appraised the property. Pursuant to the Court's policy STEVEN DEIBERT would be the designated Probate Referee for this matter. Therefore, Court may designate RICK P. SMITH as the Probate Referee for this case pursuant to Probate Code § 8902 based on the appraisal work having already been completed by him.</p> <p>1. Need Affidavit of Publication pursuant to Probate Code §§ 8120 – 8124, and Local Rule 7.9.</p> <p>~Please see additional page~</p> | | | | | | | | |
| <input type="checkbox"/> | Aff.Sub.Wit. | S/P | | | | | | | | | |
| <input checked="" type="checkbox"/> | Verified | | | | | | | | | | |
| <input checked="" type="checkbox"/> | Inventory | | | | | | | | | | |
| <input type="checkbox"/> | PTC | | | | | | | | | | |
| <input type="checkbox"/> | Not.Cred. | | | | | | | | | | |
| <input checked="" type="checkbox"/> | Notice of Hrg | | | | | | | | | | |
| <input checked="" type="checkbox"/> | Aff.Mail | W/ | | | | | | | | | |
| <input type="checkbox"/> | Aff.Pub. | X | | | | | | | | | |
| <input type="checkbox"/> | Sp.Ntc. | | | | | | | | | | |
| <input type="checkbox"/> | Pers.Serv. | | | | | | | | | | |
| <input type="checkbox"/> | Conf. Screen | | | | | | | | | | |
| <input checked="" type="checkbox"/> | Letters | | | | | | | | | | |
| <input checked="" type="checkbox"/> | Duties/Supp | | | | | | | | | | |
| <input type="checkbox"/> | Objections | | | | | | | | | | |
| <input type="checkbox"/> | Video Receipt | | | | | | | | | | |
| <input type="checkbox"/> | CI Report | | | | | | | | | | |
| <input type="checkbox"/> | 9202 | | | | | | | | | | |
| <input checked="" type="checkbox"/> | Order | | | | | | | | | | |
| <input type="checkbox"/> | Aff. Posting | | | | | | | | | | |
| <input type="checkbox"/> | Status Rpt | | | | | | | | | | |
| <input type="checkbox"/> | UCCJEA | | | | | | | | | | |
| <input type="checkbox"/> | Citation | | | | | | | | | | |
| <input type="checkbox"/> | FTB Notice | | | | | | | | | | |
| | | <p>Will Dated: 10/9/1995</p> <p>Residence: Fresno</p> <p>Publication: Need Publication</p> <p>Inventoried Value of the Estate:*</p> <table> <tr> <td>Real property</td> <td>-</td> <td>\$100,000.00</td> </tr> <tr> <td>Personal property</td> <td>-</td> <td>\$ 2,216.78</td> </tr> <tr> <td>Total</td> <td>-</td> <td>\$102,216.78</td> </tr> </table> <p>*The estate has already been appraised by Probate Referee Rick Smith.</p> <p>Probate Referee: Steven Diebert <u>OR</u> Rick Smith (see note at right)</p> | Real property | - | \$100,000.00 | Personal property | - | \$ 2,216.78 | Total | - | \$102,216.78 |
| Real property | - | \$100,000.00 | | | | | | | | | |
| Personal property | - | \$ 2,216.78 | | | | | | | | | |
| Total | - | \$102,216.78 | | | | | | | | | |
| | | <table border="1"> <tr> <td>Reviewed by: LEG</td> </tr> <tr> <td>Reviewed on: 7/12/16</td> </tr> <tr> <td>Updates:</td> </tr> <tr> <td>Recommendation:</td> </tr> <tr> <td>File 26- Kelley</td> </tr> </table> | | Reviewed by: LEG | Reviewed on: 7/12/16 | Updates: | Recommendation: | File 26- Kelley | | | |
| Reviewed by: LEG | | | | | | | | | | | |
| Reviewed on: 7/12/16 | | | | | | | | | | | |
| Updates: | | | | | | | | | | | |
| Recommendation: | | | | | | | | | | | |
| File 26- Kelley | | | | | | | | | | | |

NEEDS/PROBLEMS/COMMENTS, continued:

2. Item 5(a) of the *Petition* is incomplete as to (3) or (4) re: registered domestic partner.

Note: If *Petition* is granted, Court will set Status Hearings as follows:

- **Thursday, January 19, 2017 at 9:00 a.m. in Dept. 303** for the filing of the final inventory and appraisal; and
- **Thursday, September 28, 2017 at 9:00 a.m. in Dept. 303** for the filing of the first account and/or petition for final distribution.

Pursuant Local Rule 7.5, if the documents noted above are filed 10 days prior to the dates listed, the hearings will be taken off calendar and no appearance will be required.

27 Elijah Mendoza, Gabbana Mendoza, Danny Mendoza (GUARD/P)
Case No. 16CEPR00702

Petitioner: Elaine Martinez (pro per)
 Petitioner: Evette Amparano (pro per)

Petition for Appointment of Temporary Guardian of the Person

| | | <u>GENERAL HEARING 9/6/16</u> | NEEDS/PROBLEMS/COMMENTS: | |
|-------------------------------------|----------------------|---|--|---|
| | | <p>ELAINE MARTINEZ, maternal great aunt and EVETTE AMPARANO, maternal grandmother, are petitioners.</p> <p>Please see petition for details.</p> | <p>1. Need Notice of Hearing.</p> <p>2. Need proof of personal service of the Notice of Hearing along with a copy of the temporary petition or consent and waiver of notice or declaration of due diligence on:</p> <p>a. Albert Mendoza, Jr. (father)</p> | |
| | | | | |
| | | | | |
| | | | | |
| Cont. from | | | | |
| <input type="checkbox"/> | Aff.Sub.Wit. | | | |
| <input checked="" type="checkbox"/> | Verified | | | |
| <input type="checkbox"/> | Inventory | | | |
| <input type="checkbox"/> | PTC | | | |
| <input type="checkbox"/> | Not.Cred. | | | |
| <input type="checkbox"/> | Notice of Hrg | | | X |
| <input type="checkbox"/> | Aff.Mail | | | |
| <input type="checkbox"/> | Aff.Pub. | | | |
| <input type="checkbox"/> | Sp.Ntc. | | | |
| <input type="checkbox"/> | Pers.Serv. | | | X |
| <input checked="" type="checkbox"/> | Conf. Screen | | | |
| <input checked="" type="checkbox"/> | Letters | | | |
| <input checked="" type="checkbox"/> | Duties/Supp | | | |
| <input type="checkbox"/> | Objections | | | |
| <input type="checkbox"/> | Video Receipt | | | |
| <input type="checkbox"/> | CI Report | | | |
| <input type="checkbox"/> | 9202 | | | |
| <input checked="" type="checkbox"/> | Order | | | |
| <input type="checkbox"/> | Aff. Posting | | | |
| <input type="checkbox"/> | Status Rpt | | | |
| <input checked="" type="checkbox"/> | UCCJEA | | | |
| <input type="checkbox"/> | Citation | | | |
| <input type="checkbox"/> | FTB Notice | | | |
| | | | Reviewed by: KT | |
| | | | Reviewed on: 7/14/16 | |
| | | | Updates: | |
| | | | Recommendation: | |
| | | | File 27- Mendoza | |